

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF **CLARK, EDWIN, ET AL**  
FOR: **BIOMARKERS AND METHODS FOR DETERMINING SENSITIVITY TO EPIDERMAL  
GROWTH FACTOR RECEPTOR MODULATORS**

APPLICATION NO: **10/585,261**

APPLICATION DATE: **January 7, 2005**

ART UNIT: **1642**

EXAMINER:

CONFIRMATION NO: **3933**

USPTO CUSTOMER NO: **23914**

***TRANSMITTED VIA EFS-WEB***

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

LETTER CORRECTING OFFICIAL FILING RECEIPT

Sir:

The official filing receipt received in the above-identified application erroneously lists the Attorney Docket Number, the corporation and the Title. Please issue a corrected filing receipt with the following corrections:

The Attorney Docket No. should read --10159 US PCT --

The Corporation should read --BRISTOL-MYERS SQUIBB COMPANY --

The Title should read -- Biomarkers and methods for determining sensitivity to epidermal growth factor  
receptor modulators --

Applicants believe no fee is due. If any fee not accounted for is due in connection herewith, the Commissioner is hereby authorized to charge any additional fees under 37 CFR §1.17 which may be required, or credit any overpayment, to Account No. 19-3880 in the name of Bristol-Myers Squibb Company.

Bristol-Myers Squibb Company  
Patent Department  
P.O. Box 4000  
Princeton, NJ 08543-4000

Respectfully submitted,  
/Paul Golian, Reg. #42591/  
PAUL GOLIAN  
Attorney for Applicants  
Reg. No. 42,591  
Phone: 609-252-4091  
Date: May 24, 2010



## UNITED STATES PATENT AND TRADEMARK OFFICE

10159-45-RET  
UNITED STATES DEPARTMENT OF COMMERCE  
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APPLICATION NUMBER	FILING or 374(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	TOT CLAIMS	IND CLAIMS
10/585,261	06/18/2009	1642	730	10159 NP	3	2

CONFIRMATION NO. 3933 ✓

## FILING RECEIPT



0C000000041191137

23914  
LOUIS J. WILLE  
BRISTOL-MYERS SQUIBB COMPANY  
PATENT DEPARTMENT  
P O BOX 4000  
PRINCETON, NJ 08543-4000

Date Mailed: 04/22/2010 ✓

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

## Applicant(s)

✓ Edwin A. Clark, Pennington, NJ;  
✓ Shirin K. Ford, Princeton, NJ;  
✓ Suganthy Yoganathan, Somerset, NJ;  
✓ Donald G. Jackson, Lawrenceville, NJ;

Assignment For Published Patent Application✓ BRISTOL-MYERS SQUIBB COMPANY a corporation

Power of Attorney: The patent practitioners associated with Customer Number 23914

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US2005/000638 01/07/2005  
which claims benefit of 60/535,151 01/07/2004 ✓

## Foreign Applications

If Required, Foreign Filing License Granted: 04/19/2010 ✓

The country code and number of your priority application, to be used for filing abroad under the Paris Convention,  
is **US 10/585,261**

Projected Publication Date: 07/29/2010 ✓

Non-Publication Request: No

Early Publication Request: No

RECEIVED  
BMS PATENT LAW  
PPD  
7/29/2010

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APR 22 2010

Docketed Item FCFR  
Due Date 5/32/2010  
Attorney PG

**Title**

Biomarkers and method for determining sensitivity to epidermal growth factor receptor modulations

**Preliminary Class**

435

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Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

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For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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**Title 37, Code of Federal Regulations, 5.11 & 5.15**

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